	Application No.	Applicant(s)
Nation of Allowahility	09/524,693	YAMADA ET AL.
Notice of Allowability	Examiner	Art Unit
	Sheela C Chawan	2625
The MAILING DATE of this communication appears on the cover sheet with the correspondence address All claims being allowable, PROSECUTION ON THE MERITS IS (OR REMAINS) CLOSED in this application. If not included herewith (or previously mailed), a Notice of Allowance (PTOL-85) or other appropriate communication will be mailed in due course. THIS NOTICE OF ALLOWABILITY IS NOT A GRANT OF PATENT RIGHTS. This application is subject to withdrawal from issue at the initiative of the Office or upon petition by the applicant. See 37 CFR 1.313 and MPEP 1308.		
1. This communication is responsive to <u>November 30, 2004</u> .		
2.  The allowed claim(s) is/are 1,3,4,6-8 and 11-14.		
3.   The drawings filed on 14 March 2000 are accepted by the Examiner.		
<ul> <li>4.  Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f). <ul> <li>a)  All b)  Some* c) None of the:</li> <li>1.  Certified copies of the priority documents have been received.</li> <li>2.  Certified copies of the priority documents have been received in Application No</li> <li>3.  Copies of the certified copies of the priority documents have been received in this national stage application from the International Bureau (PCT Rule 17.2(a)).</li> <li>* Certified copies not received:</li> </ul> </li> <li>Applicant has THREE MONTHS FROM THE "MAILING DATE" of this communication to file a reply complying with the requirements noted below. Failure to timely comply will result in ABANDONMENT of this application.</li> <li>THIS THREE-MONTH PERIOD IS NOT EXTENDABLE.</li> </ul>		
5. A SUBSTITUTE OATH OR DECLARATION must be submitted. Note the attached EXAMINER'S AMENDMENT or NOTICE OF INFORMAL PATENT APPLICATION (PTO-152) which gives reason(s) why the oath or declaration is deficient.		
<ul> <li>6. CORRECTED DRAWINGS (as "replacement sheets") must be submitted.</li> <li>(a) including changes required by the Notice of Draftsperson's Patent Drawing Review (PTO-948) attached</li> <li>1) hereto or 2) to Paper No./Mail Date</li> <li>(b) including changes required by the attached Examiner's Amendment / Comment or in the Office action of Paper No./Mail Date</li> <li>Identifying indicia such as the application number (see 37 CFR 1.84(c)) should be written on the drawings in the front (not the back) of each sheet. Replacement sheet(s) should be labeled as such in the header according to 37 CFR 1.121(d).</li> <li>7. DEPOSIT OF and/or INFORMATION about the deposit of BIOLOGICAL MATERIAL must be submitted. Note the</li> </ul>		
attached Examiner's comment regarding REQUIREMENT		
Attachment(s)  1. Notice of References Cited (PTO-892)  2. Notice of Draftperson's Patent Drawing Review (PTO-948)  3. Information Disclosure Statements (PTO-1449 or PTO/SB/O Paper No./Mail Date  4. Examiner's Comment Regarding Requirement for Deposit of Biological Material	6. ☐ Interview Summary Paper No./Mail Dat 08), 7. ☐ Examiner's Amendn	e

Application/Control Number: 09/524,693

Art Unit: 2625

## **DETAILED ACTION**

# Response to Amendment

1. Applicant's amendment filed on November 30, 2004 has been entered.

# Response to Arguments

In response to applicant's amendment and persuasive arguments, all the prior art rejection has been withdrawn and claims 1, 3 - 4, and 6- 8,11-14 are allowed.

Claims 2, 5, 9 and 10 are cancelled.

Claims 1, 3 - 4, 6-8,11-14 are pending in the application.

### Drawings

2. Drawings filed on 3/14/00 have been approved by the draftperson's.

#### Reasons For Allowance

3. The following is an examiner's statement of reasons for allowance:

Claims 1, 3 - 4, 6- 8,11-14 are allowed.

As pointed out by the applicant's arguments, see page 7 line 27 through page 8 line 1-2, filed on November 30, 2004 with respect to claims 1, 3 - 4, 6- 8,11-14, have been fully considered and are persuasive. Claims 1, 3 - 4, 6- 8,11-14 have been withdrawn from the rejection and are allowed.

4. Any comments considered necessary by applicant must be submitted on later than the payment of the issue fee and to avoid processing delays should preferably accompany the issue fee. Such submissions should be clearly labeled, comments on statement of reasons for allowance.

**Contact Information** 

5. Any inquiry concerning this communication or earlier communications from the

examiner should be directed to Sheela C Chawan whose telephone number is 703-

305-4876. The examiner can normally be reached on Monday - Thursday 6 - 7.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's

supervisor, Bhavesh Mehta can be reached on 703-308-5246. The fax phone number

for the organization where this application or proceeding is assigned is 703-872-9306.

Information regarding the status of an application may be obtained from the

Patent Application Information Retrieval (PAIR) system. Status information for

published applications may be obtained from either Private PAIR or Public PAIR.

Status information for unpublished applications is available through Private PAIR only.

For more information about the PAIR system, see http://pair-direct.uspto.gov. Should

you have questions on access to the Private PAIR system, contact the Electronic

Business Center (EBC) at 866-217-9197 (toll-free).

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SUPERVISORY PATENT EXAMINER

TECHNOLOGY CENTER 2600

Patent Examiner

Group Art Unit 2625

Jan 31, 2005